



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
**REGION I**  
5 POST OFFICE SQUARE, SUITE 100  
BOSTON, MASSACHUSETTS 02109-3912

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

**URGENT LEGAL MATTER**  
**REQUIRES PROMPT RESPONSE**

August 14, 2019

Patrick Jordan, President  
R.F. Jordan & Sons Construction, Inc.  
85 Water Street  
Ellsworth, ME 04605

Re: Clean Air Act Reporting Requirement

Dear Mr. Jordan:

The United States Environmental Protection Agency ("EPA") is evaluating whether the operations of R.F. Jordan & Sons Construction Inc. ("RF Jordan") at 85 Water Street in Ellsworth, Maine are in compliance with the Clean Air Act ("CAA" or "Act") and requirements promulgated under the Act, including but not limited to: the Maine State Implementation Plan ("SIP"), which includes federally-approved portions of Maine's Air Pollution Control Regulations, and the National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources promulgated at 40 CFR Part 63, Subpart HHHHHH.

Section 114(a)(1) of the Act, 42 U.S.C. Section 7414(a)(1), gives EPA the authority to require any person who owns or operates any emission source to establish and maintain records, make reports, sample emissions, and provide such other information as may reasonably be required to enable EPA to determine whether such person is in compliance with the Act and its implementing regulations.

This Reporting Requirement requires RF Jordan to provide the information listed in each numbered paragraph below within sixty (60) days of receipt of this letter. If RF Jordan does not possess some or all of the records or documents that respond to a specific request below, RF Jordan shall state in writing that the records or documents do not exist and explain why.

1. Provide the following information about the facility located at 85 Water Street, Ellsworth, Maine (hereafter referred to as the "Facility"):

- a. Date that the Facility began operations;
  - b. Name and phone number of the plant manager;
  - c. Number of employees;
2. List the spray guns currently on-site at the Facility. For each individual gun, provide the following information:
  - a. The manufacturer;
  - b. The model number;
  - c. The nozzles used;
  - d. The actual operating pressure range by nozzle used (in pounds per square inch);
  - e. The maximum flow rate (in gallons per hour);
  - f. The month and year of acquisition or purchase;
3. For each coating that RF Jordan has purchased for the Facility from January 2015 to December 2018 provide:
  - a. The name of the coating;
  - b. The manufacturer of the coating;
  - c. The Safety Data Sheet for the coating;
  - d. The total volatile organic compound ("VOC") content of the coating in lbs VOC per gallon of coating. The VOC content must come from the manufacturer of the coating. If the manufacturer provides a range, use the upper bound of the range;
  - e. The total hazardous air pollutant ("HAP") content of the coating in lbs HAP per gallon of coating. The HAP content must come from the manufacturer of the coating. If the manufacturer provides a range, use the upper bound of the range;
  - f. The coating density in pounds of coating per gallon of coating; and
  - g. The annual amount of coating/ purchased each year from 2015 through 2018 (in gallons).
4. For each coating listed above, indicate whether the coating contains nickel, cadmium, lead, manganese, chrome, and/or methylene chloride and the % in each coating.

Submissions required by this letter shall be mailed to:

Steven Calder  
Air Compliance Section  
US Environmental Protection Agency  
5 Post Office Square, Suite 100, Mail Code:04-2  
Boston, Massachusetts 02109

Be aware that if RF Jordan does not provide the information in a timely manner, EPA may order it to comply and may assess monetary penalties under Section 113 of the Clean Air Act. Federal law also establishes criminal penalties for providing false information to EPA. This letter is not

subject to Office of Management and Budget review pursuant to the Paperwork Reduction Act, 44 U.S.C. Chapter 35.

You may assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 CFR § 2.203(b). Information covered by such a claim will be disclosed by EPA only to the extent, and by means of the procedures, set forth in 40 CFR Part 2, Subpart B. Note that certain categories of information, such as emission data, are not properly the subject of such a claim. If no such claim accompanies the information when EPA receives it, EPA may make the information available to the public without further notice to you.

If you have any questions regarding this Reporting Requirement, please contact Environmental Engineer, Steven Calder, at (617) 918-1744, or have your attorney call Senior Enforcement Counsel, Thomas T. Olivier, at (617) 918-1737.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. McGuire', with a stylized flourish at the end.

Karen McGuire, Director  
Enforcement and Compliance Assurance Division

By electronic cc: Tracy Kelly, ME DEP  
Eric Kennedy, ME DEP  
Tanya Hovell, ME DEP

